

Message Text

UNCLASSIFIED

PAGE 01 DUBLIN 00547 291601Z

53

ACTION AID-59

INFO OCT-01 EUR-25 ISO-00 ABF-01 FSE-00 TRSE-00 CIAE-00

INR-10 NSAE-00 RSC-01 AGR-20 L-03 IGA-02 SS-20 NSC-07

EB-11 OMB-01 CU-04 STR-08 DRC-01 /174 W

----- 100356

R 291310Z APR 74

FM AMEMBASSY DUBLIN

TO SECSTATE WASHDC 5591

UNCLAS DUBLIN 0547

E.O. 11652: N/A

TAGS: EAID, EI

SUBJECT: AMERICAN GRANT COUNTERPART FUND

REF: A.DUBLIN 311, MARCH 11, 1974

B. AIDAC UNN DATED FEBRUARY 6, 1973

1. GOI FONOFF COUNSELLOR KIRWAN AND ASSISTANT BARRINGTON APRIL 26 GAVE ECON/COMM OFF REVISED DRAFT LETTER FROM AMBASSADOR TO FONMIN RE WINDUP OF AMERICAN GRANT COUNTERPART SPECIAL ACCOUNT (ORIGINALLY PASSED GOI FONOFF AS INSTRUCTED REF B). REVISION REMOVES REFERENCES TO AGRICULTURAL INSTITUTE. KIRWAN EXPLAINED THAT, AS AMOUNT REMINING IN ACCOUNT NEGLIGIBLE AND HAS IN FACT BEEN ENTIRELY ALLOCATED TO ACTIVE PROGRAMS, AND AS OBJECT OF EXERCISE IS TO WIND UP FUND, IT SEEMED POINTLESS TO ALLOW FOR ALLOCATION ON NON-EXISTENT REMINDER TO AGRICULTURAL INSTITUTE. KIRWAN RECOGNIZED THIS AS CHANGE FROMM 1971 GOI POSITION.

2. KIRWAN ALSO QUESTIONED INCLUSION SUB PARAGRAPH NUMBERED 3 IN DRAFT LETTER, RELATING TO REFUNDS AND REPAYMENTS PURSUANT TO SUBSIDIARY AGREEMENTS. IF THIS REFERS TO AGRICULTURAL INSTITUTE, IT SHOULD BE REMOVED; IF PARA WAS MERELY INCLUDED TO TIE UP ANY LOOSE ENDS, IT SHOULD BE STATED MORE CLEARLY AND SIMPLY.

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 DUBLIN 00547 291601Z

3. PROPOSED LETTER FROM AMBASSADOR TO FONMIN WOULD
NOW READ AS FOLLOWS:

EXCELLENCY:

I HAVE THE HONOR TO REFER TO (I) THE AGREEMENT BETWEEN THE UNITED STATES OF AMERICA AND IRELAND SIGNED IN DUBLIN ON 17TH JUNE, 1954, (HEREINAFTER REFERRED TO AS THE "PRINCIPAL AGREEMENT") GOVERNING THE DISPOSITION OF THE BALANCE OF THE AMERICAN GRANT COUNTERPART SPECIAL ACCOUNT, (II) THE AGREEMENTS WHICH HAVE HERETOFORE BEEN ENTERED INTO SUBSIDIARY TO THE PROVISIONS OF ARTICLE III, PARAGRAPH 1 OF THE PRINCIPAL AGREEMENT AND (III) PROJECT AGREEMENTS ENTERED INTO BY EXCHANGE OF NOTES RELATING TO COUNTERPART RESERVE FUNDS UNDER ARTICLE III PARAGRAPH 4 OF THE PRINCIPAL AGREEMENT (THE AGREEMENTS COVERED IN CLAUSES (II) AND (III) ABOVE BEING HEREINAFTER REFERRED TO AS "SUBSIDIARY AGREEMENTS").

THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF IRELAND HAVE BOTH EXPRESSED AN INTEREST IN FURTHER AGREEMENT RESPECTING THE DISPOSITION OF THE REMAINING COUNTERPART FUNDS AND THE TERMINATION OF THE AMERICAN GRANT COUNTERPART SPECIAL ACCOUNT. IN ACCORDANCE WITH DISCUSSIONS AND CORRESPONDENCE BETWEEN REPRESENTATIVES OF OUR GOVERNMENTS ON THE ISSUE, THE GOVERNMENT OF THE UNITED STATES OF AMERICA PROPOSES THE FOLLOWING:

1. THE AMERICAN GRANT COUNTERPART SPECIAL ACCOUNT SHALL BE TERMINATED AND THE BALANCE OF FUNDS IN SAID ACCOUNT SHALL BE PROMPTLY TRANSFERRED BY THE GOVERNMENT OF IRELAND TO AN ACCOUNT TO BE ENTITLED THE "AMERICAN GRANT COUNTERPART WINDING-UP ACCOUNT" (HEREINAFTER REFERRED TO AS THE "WINDING-UP ACCOUNT" UNDER THE CONTROL OF THE DEPT OF FINANCE OF THE GOVERNMENT OF IRELAND.

2. WITH RESPECT TO THE FUNDS DEPOSITED IN THE WINDING-UP ACCOUNT, SEPARATE BOOKKEEPING ACCOUNTS SHALL BE MAINTAINED PRESERVING THE ORIGINAL IDENTITY AND PURPOSE OF THE FUNDS AS DESCRIBED IN THE RESPECTIVE SUBSIDIARY AGREEMENTS.

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 DUBLIN 00547 291601Z

3. IN LIEU OF ANY REPORTING REQUIREMENTS IMPOSED BY THE PRINCIPAL AGREEMENT AND THE SUBSIDIARY AGREEMENTS, THE GOVERNMENT OF IRELAND SHALL, PROMPTLY AFTER THE WINDING-UP ACCOUNT HAS BEEN FULLY DISBURSED, DELIVER A FINAL REPORT TO THE GOVERNMENT OF THE UNITED STATES. THE FINAL REPORT SHALL CONTAIN A DESCRIPTION OF THE PROJECTS AND PURPOSES FOR WHICH FUNDS IN THE WINDING-UP ACCOUNT WERE DISBURSED. THE FINAL REPORT SHALL ALSO CONTAIN SUCH

INFORMATION RELATING TO THE PRINCIPAL AGREEMENT, THE SUBSIDIARY AGREEMENTS, AND THIS LETTER AGREEMENT AS MAY REASONABLY BE REQUESTED BY THE GOVERNMENT OF THE UNITED STATES.

4. EACH OF THE SUBSIDIARY AGREEMENTS HERETOFORE ENTERED INTO SHALL BE DEEMED SUPPLEMENTED OF AMENDED INSOFAR AS APPROPRIATE TO GIVE EFFECT TO THE PROVISIONS HEREOF.

IF THE FOREGOING IS ACCEPTABLE TO THE GOVERNMENT OF IRELAND, I HAVE THE HONOR TO PROPOSE THAT THIS NOTE AND YOUR EXCELLENCY'S REPLY ON THE MATTER SHALL CONSTITUTE AN AGREEMENT BETWEEN OUR TWO GOVERNMENTS, WHICH SHALL ENTER INTO FORCE ON THE DATE OF YOUR EXCELLENCY'S REPLY. THIS AGREEMENT SHALL BE DEEMED TO CONSTITUTE A SUBSIDIARY AGREEMENT PURSUANT TO THE PROVISIONS OF ARTICLE III OF THE PRINCIPAL AGREEMENT. ACCEPT EXCELLENCY, THE ASSURANCES OF MY HIGHEST CONSIDERATION.

JOHN D. J. MOORE
AMBASSADOR OF THE
UNITED STATES OF AMERICA

HIS EXCELLENCY
GARRET FITZGERALD, T.D.
MINISTER FOR FOREIGN AFFAIRS
DUBLIN

4. KIRWAN EXPLAINED THAT AS WIND-UP EXCHANGE OF LETTERS WILL CONSTITUTE INTERNATIONAL AGREEMENT BY GOI IT WILL REQUIRE IRISH GOVERNMENT DECISION AND WILL HAVE TO BE TABLED (PROBABLY NOT DEBATED) IN DAIL (IRISH PARLIAMENT). GOI ACT RELATING TO FUND MAY HAVE TO BE AMENDED AS WELL, ALTHOUGH FONOFF LEGAL EXPERTS HOPE THIS STEP WILL NOT PROVE NECESSARY.
UNCLASSIFIED

UNCLASSIFIED

PAGE 04 DUBLIN 00547 291601Z

5. ACTION REQUESTED. EMBASSY WOULD APPRECIATE DEPARTMENT REVIEWING REVISED IRISH DRAFT ASAP AND INFORMING US OF ANY NECESSARY CHANGES. WE WILL THEN PRESENT REVISED LETTER TO FONOFF AS DRAFT, WHICH IT IN TURN WILL TAKE TO GOVERNMENT FOR DECISION. ONCE IRISH APPROVAL RECEIVED, EXCHANGE OF LETTERS CAN THEN TAKE PLACE. MOORE

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: RESEARCH, AGREEMENT DRAFT, GRANTS, FUND ACCOUNTING, DIPLOMATIC COMMUNICATIONS, FOREIGN ASSISTANCE AGREEMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 29 APR 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974DUBLIN00547
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740101-0934
From: DUBLIN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t1974047/aaaaafna.tel
Line Count: 161
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION AID
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: A.DUBLIN 311, MARCH 11, 1974
Review Action: RELEASED, APPROVED
Review Authority: elyme
Review Comment: n/a
Review Content Flags:
Review Date: 04 SEP 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <04 SEP 2002 by BryanSD>; APPROVED <02 JAN 2003 by elyme>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: AMERICAN GRANT COUNTERPART FUND
TAGS: EAID, EI
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005